

11. Establish expedited procedures for prosecution and prompt resolution of juvenile cases.

12. Eliminate "counsel and release" or "refer and release" as a penalty for a second or subsequent offense.

13. Institute a system of "report back" orders whenever juveniles are placed on probation so that after a period of time (two months) the juvenile advises the judge of his/her progress toward meeting certain goals.

14. Mandatory penalties for the use of a firearm during a violent crime or drug felony.

15. Enact a state law making it illegal to engage in criminal conduct as a member of a street gang and enact a street terrorism act.

16. Provide Character education and training, like Character Counts.

17. Establish mentoring programs for youth in trouble.

18. Youth drug courts and community oriented policing strategies targeted at juveniles.

Mr. DOMENICI. Mr. President, I send the bill to the desk and ask that it be appropriately referred.

The PRESIDING OFFICER. The bill will be received and referred.

#### ADDITIONAL COSPONSORS

S. 984

At the request of Mr. GRASSLEY, the name of the Senator from Alabama [Mr. SHELBY] was added as a cosponsor of S. 984, a bill to protect the fundamental right of a parent to direct the upbringing of a child, and for other purposes.

S. 1632

At the request of Mr. LAUTENBERG, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1632, a bill to prohibit persons convicted of a crime involving domestic violence from owning or possessing firearms, and for other purposes.

S. 1975

At the request of Mr. MCCONNELL, the name of the Senator from South Dakota [Mr. PRESSLER] was added as a cosponsor of S. 1975, a bill to amend the Competitive, Special, and Facilities Research Grant Act to provide increased emphasis on competitive grants to promote agricultural research projects regarding precision agriculture and to provide for the dissemination of the results of the research projects, and for other purposes.

S. 1978

At the request of Mr. DORGAN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1978, a bill to establish an Emergency Commission To End the Trade Deficit.

S. 2030

At the request of Mr. LOTT, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 2030, a bill to establish nationally uniform requirements regarding the titling and registration of salvage, non-repairable, and rebuilt vehicles, and for other purposes.

S. 2056

At the request of Mr. BRYAN, his name was added as a cosponsor of S.

2056, a bill to prohibit employment discrimination on the basis of sexual orientation.

#### SENATE RESOLUTION 286

At the request of Mr. DODD, the names of the Senator from Rhode Island [Mr. CHAFEE], the Senator from Indiana [Mr. COATS], the Senator from Maine [Mr. COHEN], the Senator from Ohio [Mr. DEWINE], the Senator from New Mexico [Mr. DOMENICI], the Senator from Vermont [Mr. JEFFORDS], the Senator from Pennsylvania [Mr. SPECTER], the Senator from South Carolina [Mr. THURMOND], the Senator from Louisiana [Mr. BREAUX], the Senator from South Dakota [Mr. DASCHLE], the Senator from California [Mrs. FEINSTEIN], the Senator from Kentucky [Mr. FORD], the Senator from Alabama [Mr. HEFLIN], the Senator from South Carolina [Mr. HOLLINGS], the Senator from Hawaii [Mr. INOUE], the Senator from Louisiana [Mr. JOHNSTON], the Senator from Massachusetts [Mr. KENNEDY], the Senator from Massachusetts [Mr. KERRY], the Senator from Illinois [Ms. MOSELEY-BRAUN], the Senator from Rhode Island [Mr. PELL], and the Senator from Illinois [Mr. SIMON] were added as cosponsors of Senate Resolution 286, a resolution to commend Operation Sail for its advancement of brotherhood among nations, its continuing commemoration of the history of the United States, and its nurturing of young cadets through training in seamanship.

#### AMENDMENTS SUBMITTED

#### THE TREASURY DEPARTMENT APPROPRIATIONS ACT, 1997

#### WYDEN (AND KENNEDY) AMENDMENT NO. 5206

Mr. WYDEN (for himself and Mr. KENNEDY) proposed an amendment to the bill (H.R. 3756) making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1997, and for other purposes; as follows:

At the end of the Committee amendment insert the following new title:

#### TITLE —PROTECTION OF PATIENT COMMUNICATIONS

#### SEC. 01. SHORT TITLE; FINDINGS.

(a) SHORT TITLE.—This title may be cited as the "Patient Communications Protection Act of 1996".

(b) FINDINGS.—Congress finds the following:

(1) Patients need access to all relevant information to make appropriate decisions, with their physicians, about their health care.

(2) Restrictions on the ability of physicians to provide full disclosure of all relevant information to patients making health care decisions violate the principles of informed consent and practitioner ethical standards.

(3) The offering and operation of health plans affect commerce among the States.

Health care providers located in one State serve patients who reside in other States as well as that State. In order to provide for uniform treatment of health care providers and patients among the States, it is necessary to cover health plans operating in one State as well as those operating among the several States.

#### SEC. 02. PROHIBITION OF INTERFERENCE WITH CERTAIN MEDICAL COMMUNICATIONS.

(a) IN GENERAL.—

(1) PROHIBITION OF CERTAIN PROVISIONS.—Subject to paragraph (2), an entity offering a health plan (as defined in subsection (d)(2)) may not include any provision that prohibits or restricts any medical communication (as defined in subsection (b)) as part of—

(A) a written contract or agreement with a health care provider.

(B) a written statement to such a provider or

(C) an oral communication to such a provider.

(2) CONSTRUCTION.—Nothing in this section shall be construed as preventing an entity from exercising mutually agreed upon terms and conditions not inconsistent with paragraph (1), including terms or conditions requiring a physician to participate in, and cooperate with, all programs, policies, and procedures developed or operated by the person, corporation, partnership, association, or other organization to ensure, review, or improve the quality of health care.

(3) NULLIFICATION.—Any provision described in paragraph (1) is null and void.

(b) MEDICAL COMMUNICATION DEFINED.—In this section, the term "medical communication" means a communication made by a health care provider with a patient of the provider (or the guardian or legal representative of such patient) with respect to the patient's physical or mental condition or treatment options.

(c) ENFORCEMENT THROUGH IMPOSITION OF CIVIL MONEY PENALTY.—

(1) IN GENERAL.—Any entity that violates paragraph (1) of subsection (a) shall be subject to a civil money penalty of up to \$25,000 for each violation. No such penalty shall be imposed solely on the basis of an oral communication unless the communication is part of a pattern or practice of such communications and the violation is demonstrated by a preponderance of the evidence.

(2) PROCEDURES.—The provisions of subsection (c) through (1) of section 1129A of the Social Security Act (42 U.S.C. 1320a-(a)) shall apply to civil money penalties under paragraph (1) in the same manner as they apply to a penalty or proceeding under section 1128(a) of such Act.

(d) DEFINITIONS.—For purposes of this section.

(1) HEALTH CARE PROVIDER.—The term "health care provider" means anyone licensed or certified under State law to provide health care services.

(2) HEALTH PLAN.—The term "health plan" means any public or private health plan or arrangement (including an employee welfare benefit plan) which provides, or pays the cost of, health benefits, and includes an organization of health care providers that furnishes health services under a contract or agreement with such a plan.

(3) COVERAGE OF THIRD PARTY ADMINISTRATORS.—In the case of a health plan that is an employee welfare benefit plan (as defined in section 3(1) of the Employee Retirement Income Security Act of 1974), any third party administrator or other person with responsibility for contracts with health care providers under the plan shall be considered, for purposes of this section, to be an entity offering such health plan.

(e) NON-PREEMPTION OF STATE LAW.—A State may establish or enforce requirements

with respect to the subject matter of this section, but only if such requirements are consistent with this title and are more protective of medical communications than the requirements established under this section.

(f) EFFECTIVE DATE.—Subsection (a) shall take effect 180 days after the date of the enactment of this Act and shall apply to medical communications made on or after such date.

FEINSTEIN (AND OTHERS)  
AMENDMENT NO. 5207

(Ordered to lie on the table.)

Mrs. FEINSTEIN (for herself, Mr. WYDEN, Mr. GLENN, Mr. KERRY, Mr. SIMON, Mr. KENNEDY, Mrs. BOXER, and Mr. REID) submitted an amendment intended to be proposed by them to the bill, H.R. 3756, *supra*; as follows:

At the appropriate place insert the following: "Section 245(b) of title 18, United States Code, is amended (1) in paragraph (2) in the matter before subparagraph (A), by inserting ', sexual orientation,' after 'religion'; and (2) in paragraph (4)(A), by inserting ', sexual orientation,' after 'religion'."

THOMPSON (AND OTHERS)  
AMENDMENT NO. 5208

Mr. HELMS (for Mr. THOMPSON, for himself, Mr. HELMS, Mr. THURMOND, Mrs. HUTCHISON, Mr. WELLSTONE, and Mr. GRASSLEY) proposed an amendment to the bill, H.R. 3756, *supra*; as follows:

At the end of the Committee amendment insert the following: "No adjustment under section 5303 of title 5, United States Code, for Members of Congress and members of the President's Cabinet shall be considered to have taken effect in fiscal year 1997."

SHELBY AMENDMENTS NOS. 5209–5222

Mr. SHELBY proposed 14 amendments to the bill, H.R. 3756, *supra*; as follows:

AMENDMENT NO. 5209

On page 131, line 13, strike "and".

On page 131, line 18, strike ":", and insert ":", and".

AMENDMENT NO. 5210

On page 42, strike all from line 9 through line 15.

AMENDMENT NO. 5211

On page 4, line 4, line type "\$29,319,000".

AMENDMENT NO. 5212

On page 118, line 16 strike all through page 120, line 15.

AMENDMENT NO. 5213

On page 135, strike line 5 through line 20.

AMENDMENT NO. 5214

On page 34, after line 23 insert the following:

PAYMENT TO THE POSTAL SERVICE FUND FOR  
NONFUNDED LIABILITIES

For payment to the Postal Service Fund for meeting the liabilities of the former Post Office Department to the Employees' Compensation Fund pursuant to 39 U.S.C. 2004, \$35,536,000.

AMENDMENT NO. 5215

On page 22, line 21 strike all from "(modernized)" through "systems" on line 23, and

insert: "(development and deployment) and operational information systems".

On page 23, line 14 strike all from "to manage," through "Management Office" on line 17.

On page 23, line 18 strike "and other necessary Program Management activities" and insert: "the Internal Revenue Service shall seek contractual support in managing, integrating, testing and implementing".

On page 23, line 22 strike all from "none of" through "program without" on page 24, line 3.

On page 24, line 5 strike "which".

On page 24, line 8 strike all from "except that" through "Board" on line 11.

On page 24, line 18 strike all from ":", *Provided further*," through "modernization" on line 20.

AMENDMENT NO. 5216

On page 128, line 9 before the semicolon insert the following: ":", or under section 4823 of title 22, United States Code."

AMENDMENT NO. 5217

On page 101, on line 3, insert after "boards" the following: "(except Federal Executive Boards)".

AMENDMENT NO. 5218

On page 69, after line 20, add the following new section:

SEC. 422. Subparagraph (B) of section 8348(a)(1) of title 5, United States Code, is amended by striking "title;" and inserting "title and providing other post-adjudicative services to annuitants;"

AMENDMENT NO. 5219

On page 57, line 21 before the colon insert the following new provision: ":", *Provided further*, That to the extent that the Federal Communications Commission does not receive sufficient appropriations for necessary expenses associated with its relocation to the Portals in Washington, DC, funds available to the Administrator of General Services shall hereafter be available for payments to the lessor of the amortized amount, to be financed at the lowest cost to the Government, of such expenses. Such payments shall be in addition to amounts authorized pursuant to section 7(a) of the Public Buildings Act of 1959 (40 U.S.C. 606) and shall be made for a term not to exceed the useful life of the improvements, furniture, equipment, and services provided, up to a maximum of ten years."

AMENDMENT NO. 5220

On page 51, line 10 strike all from ":", *Provided further*," through "House and Senate." on line 16.

AMENDMENT NO. 5221

On page 61, line 5 strike all from ":", *Provided*," through "or expanded" on line 8.

AMENDMENT NO. 5222

On page 69, after line 20 add the following new section:

SEC. . Paragraph (1) of section 8906(e) of title 5, United States Code, is amended—

(1) by striking the last sentence of that paragraph and redesignating the remainder of that paragraph as (1)(A);

(2) by adding at the end of paragraph (1)(A) (as so designated) the following:

"(B) During each pay period in which an enrollment continues under subparagraph (A)—

"(i) employee and Government contributions required by this section shall be paid on a current basis; and

"(ii) if necessary, the head of the employing Agency shall approve advance payment,

recoverable in the same manner as under section 5524a(c), of a portion of basic pay sufficient to pay current employee contributions.

"(C) Each agency shall establish procedures for accepting direct payments of employee contributions for the purposes of this paragraph."

DORGAN (AND OTHERS)  
AMENDMENT NO. 5223

Mr. DORGAN (for himself, Mr. BUMPERS, Mr. HOLLINGS, Mr. KERRY, Mr. SIMON, Mr. KOHL, Mr. REID, Mr. WELLSTONE, Mr. LEAHY, Mr. HARKIN, Mr. FEINGOLD, and Mr. KENNEDY) proposed an amendment to the bill, H.R. 3756, *supra*; as follows:

At the appropriate place in the bill, insert the following:

SEC. —. TAXATION OF INCOME OF CONTROLLED FOREIGN CORPORATIONS ATTRIBUTABLE TO IMPORTED PROPERTY.

(a) GENERAL RULE.—Subsection (a) of section 954 of the Internal Revenue Code of 1986 (defining foreign base company income) is amended by striking "and" at the end of paragraph (4), by striking the period at the end of paragraph (5) and inserting ":", and", and by adding at the end the following new paragraph:

"(6) imported property income for the taxable year (determined under subsection (h) and reduced as provided in subsection (b)(5))."

(b) DEFINITION OF IMPORTED PROPERTY INCOME.—Section 954 of such Code is amended by adding at the end the following new subsection:

"(h) IMPORTED PROPERTY INCOME.—

"(1) IN GENERAL.—For purposes of subsection (a)(6), the term 'imported property income' means income (whether in the form of profits, commissions, fees, or otherwise) derived in connection with—

"(A) manufacturing, producing, growing, or extracting imported property,

"(B) the sale, exchange, or other disposition of imported property, or

"(C) the lease, rental, or licensing of imported property.

Such term shall not include any foreign oil and gas extraction income (within the meaning of section 907(c)) or any foreign oil related income (within the meaning of section 907(c)).

"(2) IMPORTED PROPERTY.—For purposes of this subsection—

"(A) IN GENERAL.—Except as otherwise provided in this paragraph, the term 'imported property' means property which is imported into the United States by the controlled foreign corporation or a related person.

"(B) IMPORTED PROPERTY INCLUDES CERTAIN PROPERTY IMPORTED BY UNRELATED PERSONS.—The term 'imported property' includes any property imported into the United States by an unrelated person if, when such property was sold to the unrelated person by the controlled foreign corporation (or a related person), it was reasonable to expect that—

"(i) such property would be imported into the United States, or

"(ii) such property would be used as a component in other property which would be imported into the United States.

"(C) EXCEPTION FOR PROPERTY SUBSEQUENTLY EXPORTED.—The term 'imported property' does not include any property which is imported into the United States and which—

"(i) before substantial use in the United States, is sold, leased, or rented by the controlled foreign corporation or a related person for direct use, consumption, or disposition outside the United States, or

"(ii) is used by the controlled foreign corporation or a related person as a component in other property which is so sold, leased, or rented.

"(3) DEFINITIONS AND SPECIAL RULES.—

"(A) IMPORT.—For purposes of this subsection, the term 'import' means entering, or withdrawal from warehouse, for consumption or use. Such term includes any grant of the right to use an intangible (as defined in section 936(b)(3)(B)) in the United States.

"(B) UNRELATED PERSON.—For purposes of this subsection, the term 'unrelated person' means any person who is not a related person with respect to the controlled foreign corporation.

"(C) COORDINATION WITH FOREIGN BASE COMPANY SALES INCOME.—For purposes of this section, the term 'foreign base company sales income' shall not include any imported property income."

(C) SEPARATE APPLICATION OF LIMITATIONS ON FOREIGN TAX CREDIT FOR IMPORTED PROPERTY INCOME.—

(1) IN GENERAL.—Paragraph (1) of section 904(d) of such Code (relating to separate application of section with respect to certain categories of income) is amended by striking "and" at the end of subparagraph (H), by redesignating subparagraph (I) as subparagraph (J), and by inserting after subparagraph (H) the following new subparagraph:

"(I) imported property income, and".

(2) IMPORTED PROPERTY INCOME DEFINED.—Paragraph (2) of section 904(d) of such Code is amended by redesignating subparagraphs (H) and (I) as subparagraphs (I) and (J), respectively, and by inserting after subparagraph (G) the following new subparagraph:

"(H) IMPORTED PROPERTY INCOME.—The term 'imported property income' means any income received or accrued by any person which is of a kind which would be imported property income (as defined in section 954(h))."

(3) LOOK-THRU RULES TO APPLY.—Subparagraph (F) of section 904(d)(3) of such Code is amended by striking "or (E)" and inserting "(E), or (I)".

(d) TECHNICAL AMENDMENTS.—

(1) Clause (iii) of section 952(c)(1)(B) of such Code (relating to certain prior year deficits may be taken into account) is amended by inserting the following subclause after subclause (II) (and by redesignating the following subclauses accordingly):

"(III) imported property income,".

(2) Paragraph (5) of section 954(b) of such Code (relating to deductions to be taken into account) is amended by striking "and the foreign base company oil related income" and inserting "the foreign base company oil related income, and the imported property income".

(e) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall apply to taxable years of foreign corporations beginning after December 31, 1996, and to taxable years of United States shareholders within which or with which such taxable years of such foreign corporations end.

(2) SUBSECTION (c).—The amendments made by subsection (c) shall apply to taxable years beginning after December 31, 1996.

#### THOMAS AMENDMENT NO. 5224

(Ordered to lie on the table.)

Mr. THOMAS submitted an amendment intended to be proposed by him to the bill, H.R. 3756, supra; as follows:

At the end of title VI add the following:

SEC. 646. (a) Except as provided in subsection (b), none of the funds appropriated by this or any other Act may be used by the Office of Management and Budget, or any other agency, to publish, promulgate, or enforce any policy, regulation, or circular, or any rule or authority in any other form, that would permit any Federal agency to provide a commercially available property or service to any other department or agency of government unless the policy, regulation, circular, or other rule or authority meets the requirements prescribed under subsection (b).

(b)(1) Not later than 120 days after the date of the enactment of this Act, the Director of the Office of Management and Budget shall prescribe regulations applicable to any policy regulation, circular, or other rule or authority referred to in subsection (a).

(2) The requirements prescribed under paragraph (1) shall include the following:

(A) A requirement for a comparison between the cost of providing the property or service concerned through the agency concerned and the cost of providing such property or service through the private sector.

(B) A requirement for cost and performance benchmarks relating to the property or service provided relative to comparable services provided by other government agencies and contractors in order to permit effective oversight of the cost and provision of such property or service by the agency concerned or the Office of Management and Budget.

#### SHELBY AMENDMENT NO. 5225

Mr. SHELBY proposed an amendment to the bill, H.R. 3756, supra; as follows:

On page 135, after line 4, insert the following new section:

SEC. . Subsection (b) of section 404 of Public Law 103-356 is amended by deleting "September 30, 1997" and inserting "December 31, 1999".

#### STEVENS AMENDMENT NO. 5226

Mr. SHELBY (for Mr. STEVENS) proposed an amendment to the bill, H.R. 3756, supra; as follows:

On page 134, line 7 strike all through page 135, line 4, and insert the following:

#### SEC. 645. REGULATORY ACCOUNTING.

(a) IN GENERAL.—No later than September 30, 1997, the Director of the Office of Management and Budget shall submit to the Congress a report that provides—

(1) estimates of the total annual costs and benefits of Federal regulatory programs, including quantitative and nonquantitative measures of regulatory costs and benefits;

(2) estimates of the costs and benefits (including quantitative and nonquantitative measures) of each rule that is likely to have a gross annual effect on the economy of \$100,000,000 or more in increased costs;

(3) an assessment of the direct and indirect impacts of Federal rules on the private sector, State and local government, and the Federal Government; and

(4) recommendations from the Director and a description of significant public comments to reform or eliminate any Federal regulatory program or program element that is inefficient, ineffective, or is not a sound use of the Nation's resources.

(b) NOTICE.—The Director shall provide public notice and an opportunity to comment on the report under subsection (a) before the report is issued in final form.

#### MIKULSKI AMENDMENT NO. 5227

Mr. SHELBY (for Ms. MIKULSKI) proposed an amendment to the bill, H.R. 3756, supra; as follows:

On page 93, after line 19 insert the following new section:

#### SEC. . FACILITY FOR THE UNITED STATES GOVERNMENT.

(a) CLOSING OF ALLEY.—The alley bisecting the property on which a facility is being constructed for use by the United States Government at 930 H Street, N.W., Washington, District of Columbia, is closed to the public, without regard to any contingencies.

(b) JURISDICTION.—The Administration of General Services shall have administrative jurisdiction over, and shall hold title on behalf of the United States in, the alley, property, and facility referred to in subsection (a).

#### MACK (AND GRAHAM) AMENDMENT NO. 5228

Mr. SHELBY (for Mr. MACK, for himself and Mr. GRAHAM) proposed an amendment to the bill, H.R. 3756, supra; as follows:

At the appropriate place in the bill, insert the following:

SEC. . (a) Notwithstanding any other provision of law, the Secretary may, on behalf of the United States, transfer to the University of Miami, without charge, title to the real property and improvements that as of the date of the enactment of this Act constitute the Federal facility known as the Perrine Primate Center, subject to the condition that, during the 10-year period beginning on the date of the transfer—

(1) the University will provide for the continued use of the real property and improvements as an animal research facility, including primates, and such use will be the exclusive use of the property (with such incidental exceptions as the Secretary may approve); or

(2) the real property and improvements will be used for research-related purposes other than the purpose specified in paragraph (1) (or for both of such purposes), if the Secretary and the University enter into an agreement accordingly.

(b) The conveyance under subsection (a) shall not become effective unless the conveyance specifies that, if the University of Miami engages in a material breach of the conditions specified in such subsection, title to the real property and improvements involved reverts to the United States at the election of the Secretary.

(c) The real property referred to in subsections (a) and (b) is located in the county of Dade in the State of Florida, and is a parcel consisting of the northernmost 30 acre-parcel of the area. The exact acreage and legal description used for purposes of the transfer under subsection (a) shall be in accordance with a survey that is satisfactory to the Secretary.

(d) For the purposes of this section—

(1) the term "Secretary" means the Secretary of Health and Human Services; and

(2) the term "University of Miami" means the University of Miami located in the State of Florida.

#### D'AMATO AMENDMENT NO. 5229

Mr. SHELBY (for Mr. D'AMATO) proposed an amendment to the bill, H.R. 3756, supra; as follows:

At the appropriate place in the bill, insert the following new section:

#### SEC. . CRIMINAL SANCTIONS FOR FICTITIOUS FINANCIAL INSTRUMENTS AND COUNTERFEITING.

(a) INCREASED PENALTIES FOR COUNTERFEITING VIOLATIONS.—Sections 474 and 474A of

title 18, United States Code, are amended by striking "class C felony" each place that term appears and inserting "class B felony".

(b) CRIMINAL PENALTY FOR PRODUCTION, SALE, TRANSPORTATION, POSSESSION OF FICTITIOUS FINANCIAL INSTRUMENTS PURPORTING TO BE THOSE OF THE STATES, OF POLITICAL SUBDIVISIONS, AND OF PRIVATE ORGANIZATIONS.—

(1) IN GENERAL.—Chapter 25 of title 18, United States Code, is amended by inserting after section 513, the following new section:

**"§514. Fictitious obligations**

"(a) Whoever, with the intent to defraud—  
"(1) draws, prints, processes, produces, publishes, or otherwise makes, or attempts or causes the same, within the United States;

"(2) passes, utters, presents, offers, brokers, issues, sells, or attempts or causes the same, or with like intent possesses, within the United States; or

"(3) utilizes interstate or foreign commerce, including the use of the mails or wire, radio, or other electronic communication, to transmit, transport, ship, move, transfer, or attempts or causes the same, to, from, or through the United States,

any false or fictitious instrument, document, or other item appearing, representing, purporting, or contriving through scheme or artifice, to be an actual security or other financial instrument issued under the authority of the United States, a foreign government, a State or other political subdivision of the United States, or an organization, shall be guilty of a class B felony.

"(b) For purposes of this section, any term used in this subdivision that is defined in section 513(c) has the same meaning given such term in section 513(c).

"(c) The United States Secret Service, in addition to any other agency having such authority, shall have authority to investigate offenses under this section."

(2) TECHNICAL AMENDMENT.—The analysis for chapter 25 of title 18, United States Code, is amended by inserting after the item relating to section 513 the following:

"514. Fictitious obligations."

(c) PERIOD OF EFFECT.—This section and the amendments made by this section shall become effective on the date of enactment of this Act and shall remain in effect during each fiscal year following that date of enactment.

**GREGG AMENDMENT NO. 5230**

Mr. SHELBY (for Mr. GREGG) proposed an amendment to the bill, H.R. 3756, supra; as follows:

On page 135, after line 4, add the following new section:

SEC. . None of the funds appropriated by this Act may be used by an agency to provide a Federal employee's home address except when it is made known to the Federal official having authority to obligate or expend such funds that the employee has authorized such disclosure or that such disclosure has been ordered by a court of competent jurisdiction.

**KOHL AMENDMENT NO. 5231**

Mr. SHELBY (for Mr. KOHL) proposed an amendment to the bill, H.R. 3756, supra; as follows:

At the appropriate place in the bill, insert the following new section:

**SEC. . SENSE OF CONGRESS REGARDING TELEPHONE ASSISTANCE PROVIDED BY INTERNAL REVENUE SERVICE.**

It is the sense of the Congress that the Internal Revenue Service should, in implementing any reorganization plan or otherwise, make all efforts to increase the level of service provided to taxpayers through its

telephone assistance program. It is further the sense of the Congress that the Internal Revenue Service should establish performance goals, operating standards, and management practices which ensure such an increase in customer service.

**KERREY (AND CHAFEE)**

**AMENDMENT NO. 5232**

Mr. SHELBY (for Mr. KERREY, for himself and Mr. CHAFEE) proposed an amendment to the bill, H.R. 3756, supra; as follows:

On page 26, after line 9, add the following new section:

The Internal Revenue Service is prohibited from expending funds for the field office reorganization plan until the National Commission on Restructuring the Internal Revenue Service has had an opportunity to issue their final report.

**HELMS (AND INHOFE)**

**AMENDMENT NO. 5233**

(Ordered to lie on the table.)

Mr. HELMS (for himself and Mr. INHOFE) submitted an amendment intended to be proposed by them to the bill, H.R. 3756, supra; as follows:

At the end of the bill add the following:

**TITLE —ADDITIONAL GENERAL PROVISIONS**

SEC. . None of the funds appropriated by this Act shall be available to pay any amount to, or to pay the administrative expenses in connection with, any health plan under the Federal employees health benefits program, when the Federal official having authority to obligate or expend such funds determines that such health plan operates a health care provider incentive plan that does not meet the requirements of section 1876(i)(8)(A) of the Social Security Act (42 U.S.C. 1395mm(i)(8)(A)) for physician incentive plans in contracts with eligible organizations under section 1876 of such Act.

**AUTHORITY FOR COMMITTEES TO MEET**

**COMMITTEE ON ARMED SERVICES**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet on Tuesday, September 10, 1996, at 5 p.m. in executive session, to consider certain pending military nominations.

The PRESIDING OFFICER. Without objection, it is so ordered.

**SUBCOMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be allowed to meet during the Tuesday, September 10, 1996 session of the Senate for the purpose of conducting a hearing on Amtrak Service.

The PRESIDING OFFICER. Without objection, it is so ordered.

**COMMITTEE ON FOREIGN RELATIONS**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, September 10, 1996, at 9:30 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

**COMMITTEE ON GOVERNMENTAL AFFAIRS**

Mr. THURMOND. Mr. President, I ask unanimous consent on behalf of the

Governmental Affairs Committee to meet on Tuesday, September 10, 1996, at 10 a.m., for a hearing on the subject: Technical and Management Issues in IRS Modernization.

The PRESIDING OFFICER. Without objection, it is so ordered.

**SUBCOMMITTEE ON CONSTITUTION, FEDERALISM, AND PROPERTY RIGHTS**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on the Judiciary Subcommittee on Constitution, Federalism, and Property Rights be authorized to meet during the session of the Senate on Tuesday, September 10, 1996, at 10 a.m. to hold a hearing on Constitutional Implications of the Chemical Weapons Convention.

The PRESIDING OFFICER. Without objection, it is so ordered.

**SUBCOMMITTEE ON HUD OVERSIGHT**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Subcommittee on HUD Oversight and Structure of the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Tuesday, September 10, 1996, to conduct a hearing on oversight of the Fair Housing Act and its enforcement.

The PRESIDING OFFICER. Without objection, it is so ordered.

**ADDITIONAL STATEMENTS**

**DEATH OF AN ORIGINAL**

• Mr. THOMPSON. Mr. President, with Monday's passing of bluegrass legend Bill Monroe at the age of 84, Tennessee and the world mourn the loss of an American musical original.

In a career spanning more than 60 years, Bill Monroe was the undisputed king and keeper of the music that he pioneered. In his trademark dress suit, and white, ten-gallon hat, Bill Monroe held the stage before admiring audiences around the world who watched him create and then popularize bluegrass music.

Bill Monroe's music is truly American and completely original. He created bluegrass from his imagination and named it for the rolling hills where he was born.

With his band, the "Blue Grass Boys," Monroe mixed the music he heard as a child with the blues, Irish fiddle tunes and his own energy to create the sound we know today.

Bill Monroe's bluegrass is high-powered folk music, known for the instrumental mastery it demands, the high-velocity picking, tight harmonies, and the high, lonesome sound of the tenor lead.

Bill Monroe created a wonderful mix of crackling, bright sound with a lightning pace that instantly challenged musicians and listeners alike.

Bluegrass sounds like no other music before or since, and we have Bill Monroe to thank for it.